

**SUMMARY ANALYSIS OF AMENDED BILL**

Author: Wolk, et al. Analyst: Scott McFarlane Bill Number: SBX8 32

Related Bills: See Prior Analysis Telephone: 845-6075 Amended Dates: February 24, 2010, and March 4, 2010

Attorney: Patrick Kusiak Sponsor: \_\_\_\_\_

**SUBJECT:** Conformity Act of 2010

- ☒ DEPARTMENT AMENDMENTS ACCEPTED. Amendments reflect suggestions of previous analysis of bill as amended February 11, 2010.
- ☐ AMENDMENTS IMPACT REVENUE. A new revenue estimate is provided.
- ☐ AMENDMENTS DID NOT RESOLVE THE DEPARTMENTS CONCERNS stated in the previous analysis of bill as introduced/amended \_\_\_\_\_.
- ☒ FURTHER AMENDMENTS NECESSARY.
- ☐ DEPARTMENT POSITION CHANGED TO \_\_\_\_\_.
- ☒ REMAINDER OF PREVIOUS ANALYSIS OF BILL AS AMENDED FEBRUARY 11, 2010, STILL APPLIES.
- ☒ OTHER – See comments below.

**SUMMARY**

This bill would change California's specified date of conformity to federal income tax law from January 1, 2005, to January 1, 2009, for taxable years beginning on or after January 1, 2010, and thereby, in general, conform to the numerous changes that were made to federal income tax law during that four-year period. Additionally, this bill would specifically conform to the February 17, 2009, federal legislation providing an exclusion from gross income in any taxable year for energy grants provided in lieu of federal energy credits.

**SUMMARY OF AMENDMENTS**

The February 24, 2010, amendments made minor technical corrections.

The March 8, 2010, amendments made minor technical corrections, and increased the adjusted-gross-income (AGI) threshold for the penalty on erroneous refund claims. The amendments would provide that the penalty on erroneous refund claims shall not apply to individuals with an AGI shown on the original return that is equal to or less than: (1) \$20,000,000 in the case of a married individual filing a joint return or a surviving spouse, or (2) \$10,000,000 in any other case.

## Board Position:

\_\_\_\_\_ S      \_\_\_\_\_ NA      \_\_\_\_\_ NP  
 \_\_\_\_\_ SA      \_\_\_\_\_ O      \_\_\_\_\_ NAR  
 \_\_\_\_\_ N      \_\_\_\_\_ OUA      ☒ PENDING

## Legislative Director

## Date

Brian Putler

11/17/10

## **Summary of Suggested Amendments**

Technical amendments are suggested and have been provided to the author.

## **LEGISLATIVE STAFF CONTACT**

Legislative Analyst

Scott McFarlane

(916) 845-6075

[scott.mcfarlane@ftb.ca.gov](mailto:scott.mcfarlane@ftb.ca.gov)

Revenue Manager

Monica Trefz

(916) 845-4002

[monica.trefz@ftb.ca.gov](mailto:monica.trefz@ftb.ca.gov)

Legislative Director

Brian Putler

(916) 845-6333

[brian.putler@ftb.ca.gov](mailto:brian.putler@ftb.ca.gov)